

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 19 2003

Returned to applicant for correction JUL 18 2003

Corrected application filed _____

Map filed AUG 07 2003

The applicant **David F. Stix, Sr.** makes application for permission to change the **Manner of Use and Place of Use of a Portion** of water heretofore appropriated under **Truckee-Carson Irrigation District No. United States of America vs. Orr Water Ditch Co., in Equity No. A,3, Claim No. 3**

1. The source of water is **Truckee River**
2. The amount of water to be changed **4.32 acre-feet**
3. The water to be used for **dust mitigation**
4. The water heretofore permitted for **as decreed**
5. The water is to be diverted at the following point **N½ SW¼ Section 19. T20N R23E M.D.B.&M. (Truckee River at Derby Dam)**
6. The existing permitted point of diversion is located within **Not changed**
7. Proposed place of use **SW¼ NE¼, SE¼ NE¼, NW¼ SE¼, NE¼ SE¼, SW¼ SE¼, SE¼ SE¼ Section 24 T20N R25E M.D.B.&M. (24.756 acres)**
8. Existing place of use **NE¼ SE¼ Section 24, T20N R25E M.D.B.&M (0.96 acres) TCID Serial Number 1079-1**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted ~~from as decreed.~~
11. Description of proposed works **Existing check structure (canal diversion lateral TC-T28), pump, piping, valves and fittings.**
12. Estimated cost of works _____
13. Estimated time required to construct works **existing works**
14. Estimated time required to complete the application of water to beneficial use **ten years**
15. Remarks: **4,000 gallon water trucks will be filled on a daily basis as necessary for dust mitigation on approximately 24.756 acres (not to exceed 4.32 AFA).**

By **s/Martin Ugalde - Agent**
Martin Ugalde, P.E., Cert. 1036
1465 Terminal Way, Suite 5
Reno, Nevada 89502

Compared cmf/sam ag/ cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use and manner of use of a portion of the waters of the Truckee River as set forth under the Claim 3 in the Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The period of use of this permit is limited to that portion of the irrigation season that Truckee River Claim 3 would be in priority to receive water.

This permit is expressly contingent on the payment of the operation and maintenance charges that are properly assessed and come due the same as if the water were still appurtenant to the agricultural land from which it is transferred, pursuant to NRS 533.370, subsection 1 (b).

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.32 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use on or before:

May 6, 2009

Proof of the application of water to beneficial use shall be filed on or before:

June 6, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 6th day of May, 2004


State Engineer

Completion of work filed FEB 21 1996 under 60592

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____